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**SEP 28 2006**

**OFFICE OF PETITIONS**

In re Application of

Barney Kuoyen Huang.

:

Application No. 10/623,365

: DECISION ON PETITION

Filed: July 21, 2003

:

Attorney Docket No. BL001

This is a decision on the petition under 37 CFR 1.137(b), filed March 31, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the Notice of Non-Compliant Amendment mailed July 15, 2005, which set a shortened period for reply of one (1) month from its mailing date. No extension of time pursuant to 37 CFR 1.136(a) was obtained within the allowable period. Accordingly, the application became abandoned on August 16, 2005. A Notice of Abandonment was mailed on February 3, 2006.

The amendment filed March 31, 2006 is noted.

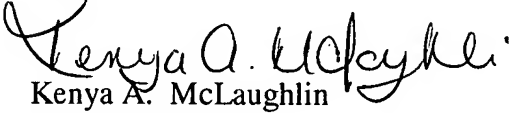
It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. See 37 CFR 10.18(b) and Changes to Patent Practice and Procedure; Final Rule Notice, 62 Fed. Reg. 53131, 53178 (October 10, 1997), 1203 Off. Gaz. Pat. Office 63, 103 (October 21, 1997). In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that it is not correct that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, petitioner must notify the Office.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent to prosecute the above-identified application. While the

request, filed May 5, 2006, to appoint the attorney associated with customer number 57780 is noted, petitioner is advised that no registered attorneys were associated with that customer number.

The application is being forwarded to Technology Center 3600, GAU 3671 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

A handwritten signature in black ink, appearing to read "Kenya A. McLaughlin". The signature is fluid and cursive, with the first name "Kenya" being the most prominent part.

Kenya A. McLaughlin  
Petitions Attorney  
Office of Petitions